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**J. WADE HENDRICKS**  
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November 15, 2006

**VIA FED-EX**

Jeff S. Jordan  
Supervisory Attorney  
Complaints Examination and Legal Administration  
Federal Election Commission  
999 E Street, NW  
Washington, DC 20463

RECEIVED  
FEDERAL ELECTION  
COMMISSION  
OFFICE OF GENERAL  
COUNSEL

2006 NOV 16 A 11:20

**Re: MUR 5845**

Dear Mr. Jordan:

We represent "Friends of Mike Sodrel" and J. Patrick Byrne in the above-referenced matter. Enclosed please find statements of designation of counsel for both "Friends of Mike Sodrel" and Mr. Byrne

The Complaint filed by the Indiana Democratic Party alleges two bases for its Complaint, so called "anonymous sources on the campaign trail" as well as the allegation that "more than half" of the donors to "Citizens for Truth," which is apparently a 527 group, are also donors to "Friends of Mike Sodrel." With regards to the first "basis" for the Complaint, "reports and complaints" from anonymous sources (if they even exist) are entitled to neither weight nor credibility. The October 3, 2006 letter from the Indiana Democratic Party provides details of neither the alleged "reports and complaints" or of any collaboration or coordination of efforts between "Friends of Mike Sodrel" and "Citizens for Truth."

Furthermore, enclosed with this letter are Affidavits from both Mr. Byrne and Cam Savage, the Campaign Manager of "Friends of Mike Sodrel," stating that neither has had any contact either with "Citizens for Truth" or with the individual who is apparently the representative of "Citizens for Truth," a Herman Bernitt. In addition, to the best of their knowledge and belief there has been no collaboration or coordination of efforts between "Friends of Mike Sodrel" and "Citizens for Truth." Indeed, the only connection that we have been able to uncover between any of Congressman Sodrel's campaign committees and "Citizens for Truth" or Mr. Bernitt was a \$75.00 donation by Mr. Bernitt, in 2002, to "Mike Sodrel for US," Congressman Sodrel's 2002 campaign committee.

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Jeff S. Jordan  
November 15, 2006  
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With respect to the second allegation in the Complaint that there were common donors between "Citizens for Truth" and "Friends of Mike Sodrel," some commonality of donors should not be surprising. If "Citizens for Truth" opposes Mr. Hill, the possibility that an individual may donate to both groups, would simply be a reflection of support for Congressman Sodrel, opposition of Mr. Hill, or both. As such, donating to both groups would not be an indication of either collaboration or coordination of efforts, merely a reflection of that support or opposition.

Based upon the preceding, and the supporting Affidavits included herewith, we request that the Commission determine that no action should be taken against either "Friends of Mike Sodrel" or J. Patrick Byrne in this matter.

Very truly yours,



J. Wade Hendricks

JWH/dvg  
Enclosure

27044173379

**BEFORE THE FEDERAL ELECTION COMMISSION**

IN RE: MUR 5845

**AFFIDAVIT OF J. PATRICK BYRNE**

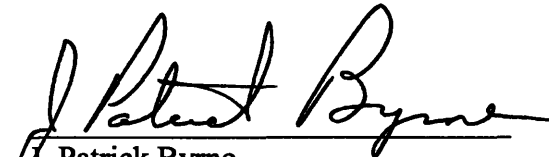
J. Patrick Byrne, being first duly sworn, deposes and says that:

1. I am Treasurer for the Campaign Committee, "Friends of Mike Sodrel."
2. I have reviewed correspondence from the Federal Election Commission dated October 31, 2006, notifying both the Committee and myself that the Commission has received a complaint alleging violation of the Federal Election Campaign Act of 1971, as amended.
3. The alleged violations concern supposed collaboration or coordination of efforts between the Campaign Committee and what is apparently a 527 group, "Citizens for Truth."
4. I have had no contacts with either "Citizens for Truth" or Mr. Bernitt, nor to the best of my knowledge and belief, has there been any collaboration or coordination of efforts between the Campaign Committee and the organization "Citizens for Truth."
5. Persons under my direction have reviewed the donor lists, for both "Friends of Mike Sodrel", and the Committee organized in connection with Congressman Sodrel's 2002 campaign, "Mike Sodrel for US," and the sole connection with either "Citizens for Truth" or Mr. Bernitt was a \$75.00 donation by Mr. Bernitt in 2002 to "Mike Sodrel for US".

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The above Affidavit is true and correct to the best of my knowledge, information,  
and belief.

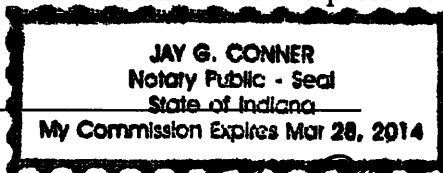
FURTHER AFFIANT SAITH NOT.

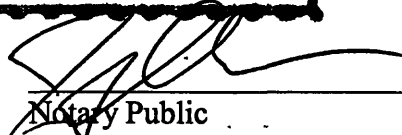
  
J. Patrick Byrne

STATE OF INDIANA )  
COUNTY OF Clark ) SS

On this 10 day of November, 2006, before me personally appeared J.  
PATRICK BYRNE, to me known, and known to me to be the person described in and  
who executed the foregoing Affidavit.

My Commission Expires: \_\_\_\_\_



  
Notary Public

Printed Name: Jay Conner

County of Residence: Clark

(SEAL)

**BEFORE THE FEDERAL ELECTION COMMISSION**

IN RE: MUR 5845

**AFFIDAVIT OF CAM SAVAGE**

Cam Savage, being first duly sworn, deposes and says that:

1. I am Campaign Manager for the Campaign Committee, "Friends of Mike Sodrel."

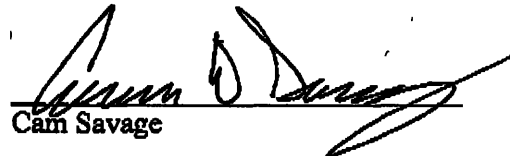
2. I have reviewed correspondence from the Federal Election Commission dated October 31, 2006, notifying both the Committee and Pat Byrne, the Committee's Treasurer, that the Commission has received a complaint alleging violation of the Federal Election Campaign Act of 1971, as amended.

3. The alleged violations concern supposed collaboration or coordination of efforts between the Campaign Committee and what is apparently a 527 non-profit group, "Citizens for Truth."

4. I have had no contacts with either "Citizens for Truth" or Mr. Bernitt, nor to the best of my knowledge and belief, has there been any collaboration or coordination of efforts between the Campaign Committee and the organization "Citizens for Truth."

The above Affidavit is true and correct to the best of my knowledge, information, and belief.

FURTHER AFFIANT SAITH NOT.

  
Cam Savage

27044173382

DISTRICT OF COLUMBIA )  
 )  
CITY OF WASHINGTON ) SS

On this 15<sup>th</sup> day of November, 2006, before me personally appeared CAM SAVAGE, to me known, and known to me to be the person described in and who executed the foregoing Affidavit.

My Commission Expires: 01/09



(SEAL)



Emily Palumbos  
Notary Public

Printed Name: Emily Palumbos

County of Residence: Alexandria

Commission: District of Columbia

27044173383



FEDERAL ELECTION COMMISSION  
999 E Street, NW  
Washington, DC 20463

**STATEMENT OF DESIGNATION OF COUNSEL**  
**Please use *one* form for each Respondent/Client**  
**FAX (202) 219-3928**

**MUR #5845**

**NAME OF COUNSEL:** John G. Treitz and J. Wade Hendricks

**FIRM:** Stoll Keenon Ogden PLLC

**ADDRESS:** 2000 PNC Plaza

500 West Jefferson Street, Louisville, KY 40202

**TELEPHONE- OFFICE ( 502 )** 333-6000

**FAX ( 502 )** 333-6099

The above-named individual and/or firm is hereby designated as my  
counsel and is authorized to receive any notifications and other communications  
from the Commission and to act on my behalf before the Commission.

11/10/06  
Date

[Signature]  
Respondent/ Client Signature

Treasurer  
Title

**RESPONDENT/CLIENT: Friends of Mike Sodrel**  
**(Please Print)**

**MAILING**  
**ADDRESS:** 702 North Shore Drive, Suite 500

Jeffersonville, IN 47130

**TELEPHONE- HOME ( )** \_\_\_\_\_

**BUSINESS ( 502 )** 288-6621

Information is being sought as part of an investigation being conducted by the Federal Election Commission and the confidentiality provisions of 2 U.S.C. § 437g(a)(12)(A) apply. This section prohibits making public any investigation conducted by the Federal Election Commission without the express written consent of the person under investigation

Rev. 2006

27044173384



FEDERAL ELECTION COMMISSION  
999 E Street, NW  
Washington, DC 20463

**STATEMENT OF DESIGNATION OF COUNSEL**  
**Please use *one* form for each Respondent/Client**  
**FAX (202) 219-3923**

MUR # 5845

NAME OF COUNSEL: John G. Treitz and J. Wade Hendricks

FIRM: Stoll Keenon Ogden PLLC

ADDRESS: 2000 PNC Plaza

500 West Jefferson Street, Louisville, KY 40202

TELEPHONE- OFFICE ( 502 ) 333-6000

FAX ( 502 ) 333-6099

The above-named individual and/or firm is hereby designated as my  
counsel and is authorized to receive any notifications and other communications  
from the Commission and to act on my behalf before the Commission.

11/10/06  
Date

J. Patrick Byrne  
Respondent/ Client Signature

Treasurer  
Title

RESPONDENT/CLIENT: J. PATRICK BYRNE, Treasurer  
(Please Print)

MAILING  
ADDRESS: 702 North Shore Drive, Suite 500

Jeffersonville, IN 47130

TELEPHONE- HOME ( )

BUSINESS ( 502 ) 288-6621

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Rev. 2006

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